

UNITED STATES DISTRICT COURT
 FOR THE CENTRAL DISTRICT OF ILLINOIS
 PEORIA DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	Case No.: 09-CR-10030
v.)	
)	Judge: Michael M. Mihm
ALI SALEH KAHLAH AL-MARRI,)	
)	
Defendant.)	

DEFENDANT'S MOTION TO EXTEND THE FILING DATE FOR SENTENCING
MEMORANDUM

COMES NOW the defendant, ALI SALEH KAHLAH AL-MARRI, by and through his undersigned attorneys, and moves this Court to extend the filing date for its Sentencing Memorandum from October 16, 2009 to October 20, 2009. In support of his motion, the defendant states as follows:

1. Defense counsel require additional time to complete the Sentencing Memorandum and to review it with their client. Defense counsel have been diligently attempting to review the relevant documents and videos from the Naval Brig in Charleston, S.C. and to interview personnel formerly at the Brig. The government informed defense counsel that it was necessary for defense counsel to go to the Brig to review the logs and videos because of the volume of the videos and because the government lacked resources to scan or copy the logs. The government further stated that defense counsel's review of the logs and videos could interfere with the Brig's mission, and therefore limited the defense to two persons reviewing the material at the Brig.. Additionally, October 12th was a federal holiday and defense personnel were unable to review the materials on that day. The review of the video at the Brig continues until the present day.

2. Defense counsel interviewed Navy Commander Pucciarelli, formerly executive officer at the Brig, in Rhode Island on October 6th and are planning to interview Air Force Major

Sirratt, a psychologist formerly at the Brig, in Alabama on Monday, October 19th. The defense may include materials from these interviews in the Sentencing Memorandum.

3. The government has no objection to this request for an extension of the filing date of the Sentencing Memorandum.

4. Granting this motion will not interfere with the defendant's sentencing scheduled for October 28, 2009.

WHEREFORE, the defendant moves that the filing date for its Sentencing Memorandum be extended to October 20, 2009.

Respectfully submitted,

/s/ L. Lee Smith

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CERTIFICATE OF SERVICE

I hereby certify that on **October 13, 2009**, I electronically filed this **Defendant's Motion to Extend the Filing Date for Sentencing Memorandum** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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